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06   UNITED STATES DISTRICT COURT
           WESTERN DISTRICT OF WASHINGTON

07   AT SEATTLE

08 UNITED STATES OF AMERICA,   )
)   CASE NO. MJ 10-179

09   Plaintiff,   )
)

10   v.   )
)   DETENTION ORDER

11 HAROLD JON WILLIAMS,   )
)

12   Defendant.   )
)

13

14 <u>Offense charged</u>:   Aggravated Sexual Abuse

15 <u>Date of Detention Hearing</u>:   April 22, 2010

16   The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and

17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds

18 that no condition or combination of conditions which defendant can meet will reasonably assure

19 the appearance of defendant as required and the safety of other persons and the community.

20   <u>FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION</u>

21   (1)   Defendant has a long criminal history, much of which appears to be related to a

22 serious problem of alcohol abuse. There are repeated instances of failures to appear for court and

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01 bench warrant activity, with repeated failures to abide by court orders. There are several charges

02 of attempting to elude a pursuing police vehicle in the last year. The defendant's alcohol problem

03 appears to continue, despite treatment.

04   (2)   Defendant's employment is sporadic and seasonal. He lives on the Swinomish

05 Tribal reservation, within a quarter of a mile from the alleged victim. Tribal authorities that it

06 would be "next to impossible" for the defendant and the alleged victim to both live on the

07 reservation and not come in contact with each other.

08   (3)   Defendant poses a risk of danger based on criminal history, the nature of the

09 instant offense, and his proximity to the alleged victim of the instant offense. He poses a risk of

10 nonappearance based on a history of failures to appear and alcohol problems.

11   (4)   There does not appear to be any condition or combination of conditions that will

12 reasonably assure the defendant's appearance at future Court hearings while addressing the

13 danger to other persons or the community.

14 It is therefore ORDERED:

15   (1)   Defendant shall be detained pending trial and committed to the custody of the

16   Attorney General for confinement in a correction facility separate, to the extent

17   practicable, from persons awaiting or serving sentences or being held in custody

18   pending appeal;

19   (2)   Defendant shall be afforded reasonable opportunity for private consultation with

20   counsel;

21   (3)   On order of a court of the United States or on request of an attorney for the

22   Government, the person in charge of the corrections facility in which defendant

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01 is confined shall deliver the defendant to a United States Marshal for the purpose

02 of an appearance in connection with a court proceeding; and

03 (4) The clerk shall direct copies of this Order to counsel for the United States, to

04 counsel for the defendant, to the United States Marshal, and to the United States

05 Pretrial Services Officer.

06 DATED this 22nd day of April, 2010.

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08 Mary Alice Theiler
    United States Magistrate Judge

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